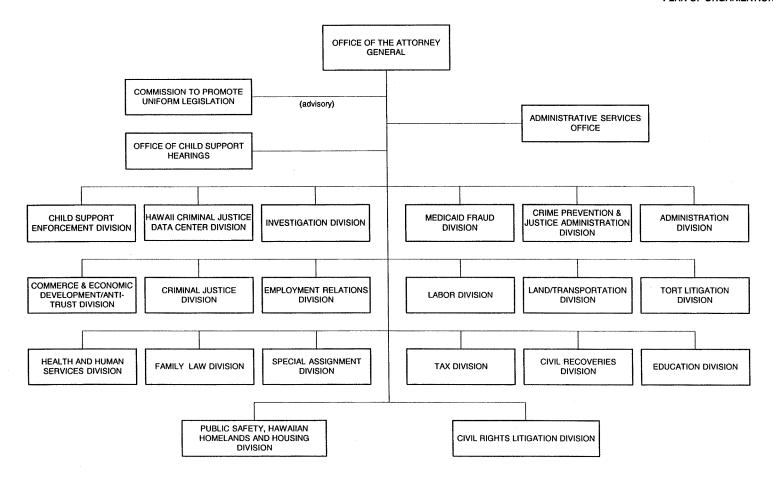


	•			

STATE OF HAWAII DEPARTMENT OF ATTORNEY GENERAL PLAN OF ORGANIZATION



DEPARTMENT OF THE ATTORNEY GENERAL MAJOR FUNCTIONS

- Provides legal services to the state agencies and employees; represents the State in all civil litigations in which the State is a party; conducts civil and criminal investigations; drafts and approves as to form the legality of various documents
- Prosecutes criminal offenses, such as Medicaid fraud, welfare fraud, tax fraud, unemployment fraud, organized crime, and other crime against the public order; and initiates, develops and performs or coordinates programs, projects and activities on the subject of crime
- Oversees the actions of the trustees of charitable trusts and to bring any abuse or deviation by the trustees to the attention of the probate court for possible correction
- Seeks to enforce the federal and state antitrust laws to benefit businesses and consumers in the State of Hawaii and the overall welfare of the State of Hawaii

- Responsible for the enforcement of the Master Settlement Agreement pursuant to the Hawaii Revised Statutes Chapter 675 (HRS Chapter 675, State's Tobacco Liability Act); and the Cigarette Tax Stamp requirements and prohibition against the sale of Gray Market cigarettes
- Maintains the automated statewide information system that collects, maintains, and disseminates individual criminal history record information for those arrested and fingerprinted
- Administers the Child Support Enforcement Program, which involves initiating legal or administrative actions required to secure financial support for children
- Provides a fair and impartial administrative forum for the expeditious resolution of child support disputes through the Office of Child Support hearings

MAJOR PROGRAM AREAS

The Department of Attorney General has programs in the following major program areas:

Social Services

ATG 500

Child Support Enforcement Services

Government-Wide Support

ATG 100 Legal Services

Public Safety

ATG 231

State Criminal Justice Information and Identification

DEPARTMENT OF THE ATTORNEY GENERAL Department Summary

Mission Statement

To provide legal and other services to the State, including the agencies, officers, and employees of the executive, legislative, and judicial branches of the Hawaii government.

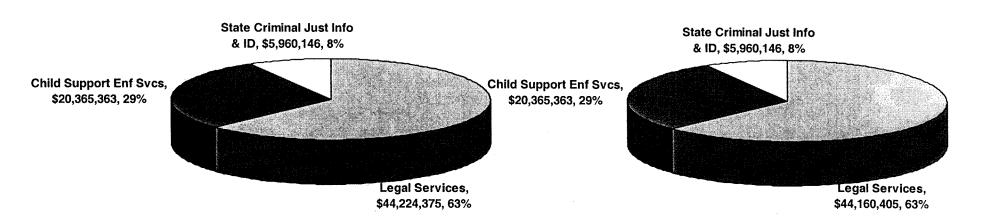
Department Goals

To safeguard the rights and interests of the people of the State of Hawaii by being the defender of and advocate for the people and undertaking appropriate legal and other actions on their behalf; to protect the State's interest in legal matters by providing excellent and timely legal advice and representation to the executive, legislative, and judicial branches; to preserve, protect, and defend the constitution and laws of the State of Hawaii and the United States, to enforce the State's constitution and laws, and to facilitate the enforcement of federal law; and to assist and coordinate statewide programs and activities that improve the criminal justice system and law enforcement.

Significant Measures of Effectiveness	FY 2006	FY 2007
1. Number of civil cases settled or tried	43,000	43,000
2. Percentage of complete dispositions on CJIS-Hawaii	92	92
3. Dollars collected per dollar expended	5	5

FB 2005-2007 Budget by Major Program

FY 2006 FY 2007



Department of the Attorney General (Operating Budget)

•	<u>FY</u>	2005 Allocation	<u>FY 2006</u>	<u>FY 2007</u>
Funding Sources:	Positions	281.17	306.37	306.37
General Fund	\$	21,282,238	22,911,700	22,870,700
		15.00	17.00	17.00
Special Funds		1,460,539	1,608,373	1,600,403
		140.04	159.84	159.84
Federal Funds		25,564,789	26,500,422	26,500,422
		13.94	13.94	13.94
Trust Funds		6,621,228	6,660,353	6,660,353
		40.85	43.85	43.85
Interdepartmental 7	Transfers	6,879,698	7,312,811	7,297,811
		16.00	19.00	19.00
Revolving Funds		5,672,257	5,556,226	5,556,226
		507.00	560.00	560.00
Total Requirements		67,480,749	70,549,885	70,485,915

Highlights of the Executive Biennium Budget Request:

- 1. Added 30 positions (10.2 general & 19.8 federal) with \$402,016 in general and \$780,385 in federal funds to the Child Support Enforcement Division to reduce the caseworker ratio from 412:1 to 373:1 (national average is 295:1) to increase support orders and collection of delinquent payments.
- 2. Added six positions and \$252,000 in FY 06 and \$222,000 in FY 07 (50% general fund) for the Family Law Division to handle increases in Family Court hearings and petitions.
- 3. Added \$262,637 in FY 06 and \$248,637 in FY 07 in general funds and 5.0 positions to continue the Drug Nuisance Abatement Unit.
- 4. Added \$136,310 in FY 06 and \$128,340 in FY 07 in special funds and two positions for the Tobacco Enforcement Unit to enforce mail order and internet tobacco importation statutes.

PROGRAM ID:

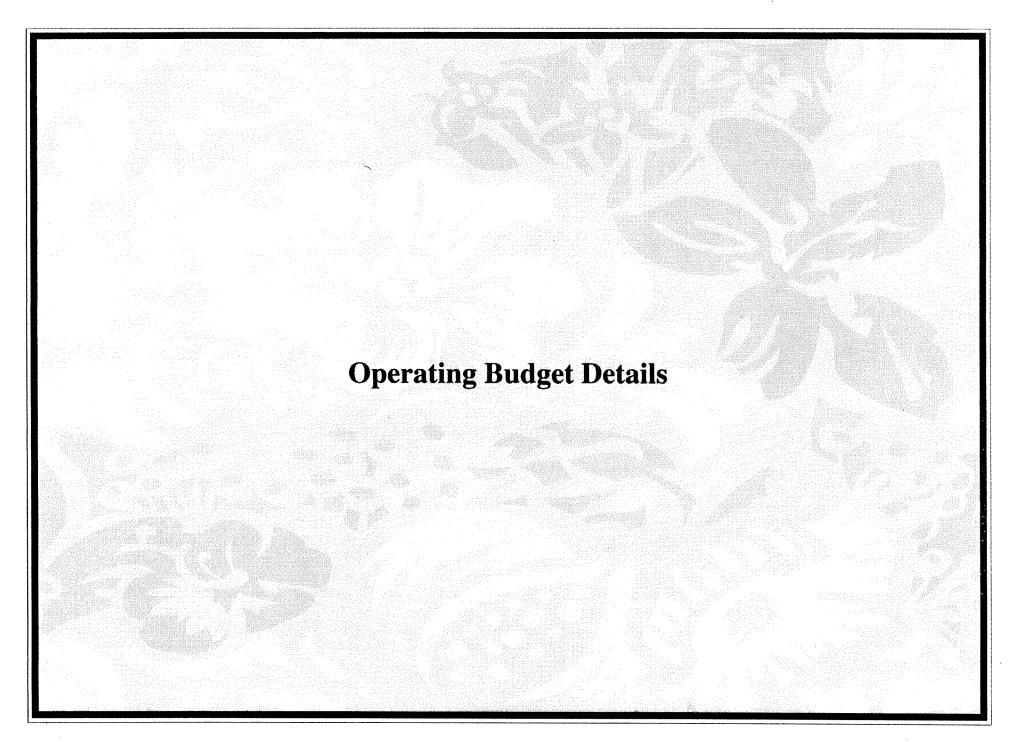
PROGRAM STRUCTURE NO.

PROGRAM TITLE:

DEPARTMENT OF ATTORNEY GENERAL

		IN DOLL	ARS			IN THOUS	SANDS	
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11
OPERATING COST	507.00*	537.00*	560.00*	560.00*	560.1*	560.1*	560.1*	560.1*
PERSONAL SERVICES	29,313,525	30,791,360	34,505,837	34,505,837	34,506	34,506	34,506	34,506
OTHER CURRENT EXPENSES	22,553,020	36,040,885	35,914,423	35,914,453	35,913	35,913	35,913	35,913
EQUIPMENT	78,239	15,625	129,625	65,625	66	66	66	66
TOTAL OPERATING COST	51,944,784	66,847,870	70,549,885	70,485,915	70,485	70,485	70,485	70,485
BY MEANS OF FINANCING								
or manual or manual or	281.13*	291.37*	306.37*	306.37*	306.4*	306.4*	207 411	
GENERAL FUND	21,931,278	21,115,667	22,911,700	22.870.700	22,870	22,870	306.4*	306.4*
	15.00*	15.00*	17.00*	17.00*	17.0*	17.0*	22,870 17.0*	22,870
SPECIAL FUND	1.181.016	1,442,959	1,608,373	1,600,403	1,600			17.0*
	138.72*	159.84*	159.84*	159.84*	159.8*	1,600 159.8*	1,600	1,600
OTHER FED. FUNDS	17,935,294	25,341,681	26,500,422	26,500,422	26,501	26,501	159.8*	159.8*
	15.30*	13.94*	13.94*	13.94*	14.0*	26,501 14.0*	26,501	26,501
TRUST FUNDS	2,008,890	6,621,228	6,660,353	6,660,353	6,660	6,660	14.0* 6.660	14.0*
	40.85*	40.85*	43.85*	43.85*	43.9*	43.9*	43.9*	6,660
INTERDEPT. TRANSFER	6,219,445	6,879,698	7,312,811	7,297,811	7,298	7,298	7,298	43.9*
	16.00*	16.00*	19.00*	19.00*	19.0*	19.0*	19.0*	7,298
REVOLVING FUND	2,668,861	5,446,637	5,556,226	5,556,226	5,556	5,556	5,556	19.0* 5,556
TOTAL POSITIONS	507.00*	537.00*	560.00*	560.00*	560.10*	560.10*	560.10*	560.10*
TOTAL PROGRAM COST	51,944,784	66,847,870	70,549,885	70,485,915	70,485	70,485	70,485	70,485
			========		=======	=======	=======	70,407

This page is intentionally left blank



OPERATING AND CAPITAL EXPENDITURES

REPORT P61-A

PROGRAM ID:

PROGRAM STRUCTURE NO. 06

PROGRAM TITLE:

SOCIAL SERVICES

		IN DOLL	ARS			IN THOUS	SANDS	
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11
OPERATING COST PERSONAL SERVICES OTHER CURRENT EXPENSES	192.00* 7,194,198 8,627,022	224.00* 7,842,570 10,872,880	224.00* 9,494,337 10,871,026	224.00* 9,494,337 10,871,026	224.1* 9,494 10,871	224.1* 9,494 10,871	224.1* 9,494 10,871	224.1* 9,494 10,871
TOTAL OPERATING COST	15,821,220	18,715,450	20,365,363	20,365,363	20,365	20,365	20,365	20,365
BY MEANS OF FINANCING				1				
	49.98*	62.22*	62.22*	62.22*	62.3*	62.3*	62.3*	62.3*
GENERAL FUND	2,876,882	1,905,599	2,416,401	2,416,401	2,416	2,416	2,416	2,416
	126.72*	147.84*	147.84*	147.84*	147.8*	147.8*	147.8*	147.8*
OTHER FED. FUNDS	11,045,852	14,106,623	15,206,609	15,206,609	15,207	15,207	15,207	15,207
	15.30*	13.94*	13.94*	13.94*	14.0*	14.0*	14.0*	14.0*
TRUST FUNDS	1,898,486	2,703,228	2,742,353	2,742,353	2,742	2,742	2,742	2,742
TOTAL POSITIONS	192.00*	224.00*	224.00*	224.00*	224.10*	224.10*	224.10*	224.10*
TOTAL PROGRAM COST	15,821,220	18,715,450	20,365,363	20,365,363	20,365	20,365	20,365	20,365
				==========	=======	=======	=======	=======

REPORT P61-A

PROGRAM ID:

ATG500

PROGRAM STRUCTURE NO. 06020403

PROGRAM TITLE:

CHILD SUPPORT ENFORCEMENT SERVICES

		IN DOLL	.ARS	-		IN THOUS	ANDS	
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11
OPERATING COST PERSONAL SERVICES OTHER CURRENT EXPENSES	192.00* 7,194,198 8,627,022	224.00* 7,842,570 10,872,880	224.00* 9,494,337 10,871,026	224.00* 9,494,337 10,871,026	224.1* 9,494 10,871	224.1* 9,494 10,871	224.1* 9,494 10,871	224.1* 9,494 10,871
TOTAL OPERATING COST	15,821,220	18,715,450	20,365,363	20,365,363	20,365	20,365	20,365	20,365
BY MEANS OF FINANCING				. !				
GENERAL FUND	49.98* 2,876,882	62.22* 1,905,599	62.22* 2,416,401	62.22* 2,416,401	62.3* 2,416	62.3* 2,416	62.3* 2,416	62.3* 2,416
OTHER FED. FUNDS	126.72* 11,045,852 15.30*	147.84* 14,106,623	147.84* 15,206,609	147.84* 15,206,609	147.8* 15,207	147.8* 15,207	147.8* 15,207	147.8* 15,207
TRUST FUNDS	1,898,486	13.94* 2,703,228	13.94* 2,742,353	13.94* 2,742,353	14.0* 2,742	14.0* 2,742	14.0* 2,742	14.0* 2,742
TOTAL POSITIONS TOTAL PROGRAM COST	192.00* 15,821,220	224.00* 18,715,450	224.00* 20,365,363	224.00* 20,365,363	224.10* 20,365	224.10* 20,365	224.10* 20,365	224.10* 20,365

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:

ATG-500

PROGRAM STRUCTURE NO: 06020403

PROGRAM TITLE:

CHILD SUPPORT ENFORCEMENT SERVICES

	FY03-04	FY04-05	FY05-06	FY06-07	FY07-08	FY08-09	FY09-10	FY10-11
MEASURES OF EFFECTIVENESS								
1 % OF CASES HITH PATERNITY ESTABLISHED 2 % OF CASES HITH SUPPORT ORDERS ESTABLISHED 3 % OF CURRENT SUPPORT COLLECTED 4 % OF DELINQUENT SUPPORT COLLECTED 5 DOLLARS COLLECTED PER DOLLAR EXPENDED	86 59 53 43 5	88 59 53 48 5	90 59 53 48 5	90 59 53 48 5	90 59 53 48 5	90 59 53 48 5	90 59 53 48 5	90 59 53 48 5
PROGRAM TARGET GROUPS								
1 CHILDREN BORN OUT OF WEDLOCK 2 CHILD SPPT OBLIGORS WHOSE WHEREABOUTS UNKNOWN 3 CHILDREN WITHOUT CHILD SUPPORT ORDERS 4 CHILD SPPT OBLIGORS DELINQUENT IN MAKING PAYMENTS PROGRAM ACTIVITIES	6300 24000 41000 55000							
1 NO. OF PATERNITY CASES ESTABLISHED 2 NO. OF CHILD SPPT ORDER CASES ESTABLISHED 3 DOLLAR AMOUNT OF CURRENT SUPPORT COLLECTED 4 DOLLAR AMOUNT OF CURRENT SUPPT PAYMENTS DISBURSED PROGRAM REVENUES BY TYPE (IN THOUSANDS OF DOLLARS):	5200 3300 1000000 1000000							
TAXES LICENSES, PERMITS AND FEES REVENUES FROM THE USE OF MONEY AND PROPERTY REVENUE FROM OTHER AGENCIES: FEDERAL ALL OTHER CHARGES FOR CURRENT SERVICES FINES, FORFEITS AND PENALTIES	8,844	9,500	9,500	9,500	9,500	9,500	9,500	9,500
NON-REVENUE RECEIPTS	2,175	1,960	1,960	1,960	1,960	1,960	1,960	1,960
TOTAL PROGRAM REVENUES	11,019	11,460	11,460	11,460	11,460	11,460	11,460	11,460
PROGRAM REVENUES BY FUND TO WHICH DEPOSITED (IN THOUSANDS O	F DOLLARS):							
SPECIAL FUNDS	11,019	11,460	11,460	11,460	11,460	11,460	11,460	11,460
TOTAL PROGRAM REVENUES	11,019	11,460	11,460	11,460	11,460	11,460	11,460	11,460

A. Statement of Program Objectives

The Child Support Enforcement Agency (CSEA) is a division within the Department of the Attorney General that assures child support payments from absent parents and reimburses the State for monies paid to meet the increasing demands of public assistance programs. CSEA also enables children who are deprived of financial support from their absent parents to obtain support through the establishment of paternity, establishment of child, spousal, and medical support orders, and enforcement of support orders.

The child support enforcement program is a partnership of federal, state, county, and private resources. In addition to the reimbursement to the State's public assistance programs, the agency also receives 66% federal matching funds for its operating costs and requires only 34% of its operating costs to be paid through the State's general fund.

B. Description of Request and Compliance with Act 41, SLH 2004

Hawaii CSEA has one of the highest ratios in the nation of child support cases to caseworkers. Reports filed with the federal government by child support enforcement agencies for Federal Fiscal Year 2002 show that the national average is 295 child support cases per caseworker, while the Hawaii CSEA handles 412 cases per caseworker.

We are proposing to increase the number of caseworkers to improve the agency's services to child support customers. By lowering this ratio to more closely match the national average, we can expect increases in the establishment of support orders,

and increases in collections of delinquent support payments by allocating more resources to locating non-custodial parents and to contacting obligors who are delinquent in their child support obligations. Increases in the establishment of child support orders and in arrears collections will also increase federal incentive revenues to the State.

C. <u>Description of Activities Performed</u>

CSEA locates parents, establishes paternity, establishes and enforces financial and medical support orders, and provides customer services. Annually, CSEA manages over 113,000 child support cases, establishes paternity for over 1,700 cases, and collects and distributes over \$101 million of child support.

D. Statement of Key Policies Pursued

CSEA, in partnership with the Federal Office of Child Support Enforcement, is committed to improve its operations according to federal performance effectiveness standards. These are (1) locating non-custodial parents, (2) establishing paternity, (3) establishing medical and financial support orders, (4) collecting and distributing child support, (5) enforcing child support orders, and (6) providing customer service.

E. <u>Identification of Important Program Relationships</u>

CSEA collects child support from parents on welfare and reimburses the Department of Human Services (DHS) for payments made to families. Penalties may be assessed on the total Temporary Assistance to Needy Families (TANF) grant to the State if CSEA fails to meet minimum federal requirements.

F. Description of Major External Trends Affecting the Program

CSEA caseload is determined by the number of referrals from DHS and by the number of families requesting child support services through courts, private attorneys, or from other states. Welfare Reform imposed a 60-month limitation on the receipt of TANF aid. More than ever, families turn to child support to provide necessary financial support for minor children. Welfare Reform also imposed many requirements on state child support agencies to improve collection of child support. These include the statewide automated child support system, license suspension, new hire reporting, case registry, and financial institution data matches.

G. <u>Discussion of Cost Effectiveness and Program Data Size</u>

The number of child support cases handled by CSEA has increased from 67,000 to 113,000 in the past ten years. Revenues collected during fiscal year 2004 exceeded \$100 million. This is an increase of 160% since fiscal year 1993. Yet, in the same period, CSEA's staffing level has been reduced by 8%.

H. Discussion on Program Revenues

CSEA receives 66% of its funding from the federal government. In addition, CSEA receives approximately \$1.5 million dollars of incentive payments from the federal government. Effective federal fiscal year 2001, incentive funds are awarded based on five new federally imposed performance measures:

(1) Establishment of paternity, (2) Support orders established, (3) Current support payment, (4) Arrearage support payments collected, and (5) Total dollars collected per \$1 of expenditure.

I. Summary of Analysis Performed

The Hawaii CSEA has experienced an increase in the number of child support cases for the years 1999 through 2004, from 98,300 cases to 113,200 cases. This is an increase of over 14% during this 6-year period. Child support collections have also increased from \$90 million to over \$101 million during the same period: an increase of over 12%. The agency is appropriated 194 positions and has not received any increases in staffing for caseworkers during this same period.

By increasing the agency's caseworker appropriation, the agency will be able to more effectively meet the demands of increased cases and child support collections, and to improve customer satisfaction. Higher performance in the establishments of paternity and child support orders, and increased collections of child support obligations and delinquencies, will generate higher federal incentive revenues to the State.

J. Further Considerations

None.

This page is intentionally left blank

OPERATING AND CAPITAL EXPENDITURES

REPORT P61-A

PROGRAM ID:

PROGRAM STRUCTURE NO. 09

PROGRAM TITLE:

PUBLIC SAFETY

		IN DOLL	.ARS			IN THOUS	SANDS	
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11
OPERATING COST	42.00*	42.00*	45.00*	45.00*	45.0*	45.0*	45.0*	45.0*
PERSONAL SERVICES	1,575,155	1,562,047	1,731,633	1,731,633	1,732	1,732	1,732	1,732
OTHER CURRENT EXPENSES EQUIPMENT	2,236,125 78,239	4,244,274	4,228,513	4,228,513	4,227	4,227	4,227	4,227
TOTAL OPERATING COST	3,889,519	5,806,321	5,960,146	5,960,146	5,959	5,959	5,959	5,959
		=======================================	========		*******	======		========
BY MEANS OF FINANCING				1				
	30.00*	30.00*	30.00*	30.00*	30.0*	30.0*	30.0*	30.0*
GENERAL FUND	1,387,186	1,576,076	1,636,666	1,636,666	1,636	1,636	1,636	1,636
OTHER FED. FUNDS	623,369	1,800,000	1,800,000	1,800,000	1,800	1,800	1,800	1,800
	12.00*	12.00*	15.00*	15.00*	15.0*	15.0*	15.0*	15.0*
REVOLVING FUND	1,878,964	2,430,245	2,523,480	2,523,480	2,523	2,523	2,523	2,523
TOTAL POSITIONS	42.00*	42.00*	45.00*	45.00*	45.00*	45.00*	45.00*	45.00*
TOTAL PROGRAM COST	3,889,519	5,806,321	5,960,146	5,960,146	5,959	5,959	5,959	5,959
				=========	=======	*=======		J,/J/

REPORT P61-A

PROGRAM ID:

ATG231

PROGRAM STRUCTURE NO. 09010502

PROGRAM TITLE:

STATE CRIMINAL JUSTICE INFO & IDENTIFICA

		IN DOLL	ARS			IN THOUS	ANDS	
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11
OPERATING COST	42.00*	42.00*	45.00*	45.00*	45.0*	45.0*	45.0*	45.0*
PERSONAL SERVICES	1,575,155	1,562,047	1,731,633	1,731,633	1,732	1,732	1,732	1,732
OTHER CURRENT EXPENSES EQUIPMENT	2,236,125 78,239	4,244,274	4,228,513	4,228,513	4,227	4,227	4,227	4,227
TOTAL OPERATING COST	3,889,519	5,806,321	5,960,146	5,960,146	5,959	5.959	5,959	5,959
	#\$\$======						=======	
BY MEANS OF FINANCING				!				
	30.00*	30.00*	30.00*	30.00*	30.0*	30.0*	30.0*	30.0*
GENERAL FUND	1,387,186	1,576,076	1,636,666	1,636,666	1,636	1,636	1,636	1,636
OTHER FED. FUNDS	623,369	1,800,000	1,800,000	1,800,000	1,800	1,800	1,800	1,800
	12.00*	12.00*	15.00*	15.00*	15.0*	15.0*	15.0*	15.0*
REVOLVING FUND	1,878,964	2,430,245	2,523,480	2,523,480	2,523	2,523	2,523	2,523
TOTAL POSITIONS	42.00*	42.00*	45.00*	45.00*	45.00*	45.00*	45.00*	45.00*
TOTAL PROGRAM COST	3,889,519	5,806,321	5,960,146	5,960,146	5,959	5,959	5,959	5,959
	=========		>, >00, 140	=======================================	D,707	2,727 ========	2,727 =======	2,727 ======

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:

ATG-231

PROGRAM STRUCTURE NO: 09010502

PROGRAM REVENUES BY FUND TO WHICH DEPOSITED (IN THOUSANDS OF DOLLARS):

PROGRAM TITLE:

STATE CRIMINAL JUSTICE INFO & IDENTIFICA

		FY03-04	FY04-05	FY05-06	FY06-07	FY07-08	FY08-09	FY09-10	FY10-11
MEASU	RES OF EFFECTIVENESS								
1	%CIV ID APPCT SYD MONTH MAIN OFF VS. OUT/LIAIS OFF	75	75	75	75	75	75	75	75
2	AV# DAYS REQUIRD TO COMPLETE EXPUNGEMENT PROCESS	90	90	90	90	90	90	90	90
3	% ENTRIES POSTED SUCCESSFULLY TO CJIS-HAWAII	83	83	83	83	83	83	83	83
4	AV# DAYS TO ENTER DISPOSTN DATA PER SEGMENT	34	34	34	34	34	34	34	34
5	% OF COMPLETE DISPOSITIONS ON CJIS-HAWAII	92	92	92	92	92	92	92	92
6	% ELIG SEX OFFENDERS THAT HAVE REGISTERED	33	33	33	33	33	33	33	33
7	AV# DAYS TO COMPLETE CRIM HIS RECORD CHK REQUESTS	5	5	5	5	5	5	5	5
8	AV# DAYS FOR CRIM FINGERPRTS TO BE RECVD BY FBI	20	15	10	5	1	1	1	1
9	% MONTHLY LATENT FINGERPRT/PALMPRT HITS	25	25	35	35	35	35	35	35
10	%CRIM FGRPRTS SUBMITTED ELECTRNCLLY VS MANUALLY	25	50	100	100	100	100	100	100
ROGR	AM TARGET GROUPS								
	PERSONS WITH CRIMINAL RECORDS	448706	450000	450000	450000	450000	450000	450000	450000
2	PERSONS WITH EXPUNGEABLE RECORDS	236079	237000	237000	237000	237000	237000	237000	237000
3	PERSONS WITH STATE ID CARDS	477840	506500	506500	506500	506500	506500	506500	506500
4	NUMBER OF NON-CRIMINAL JUSTICE AGENCIES SERVICED	52	52	52	52	52	52	52	52
5	NO. CRIMINAL JUSTICE AGENCIES SVD (CNTY/STATE/FED)	69	70	70	70	70	70	70	70
6	NUMBER OF OUT-OF-STATE AGENCIES SERVICED	480	485	485	485	485	485	485	485
7	CJIS-HAWAII USERS	4582	4700	4800	4900	5000	5100	5200	5300
8	PERSONS WITH ELIGIBLE SEX OFFENDER CHARGES	6000	3200	3200	3200	3200	3200	3200	3200
9	NUMBER OF AGENCIES ACCESSING AFIS	6	6	6	6	6	6	6	6
10	WEB USERS ACCESSING HCJDC SERVICES	5000	5000	5000	5000	5000	5000	5000	5000
PROGR	AM ACTIVITIES								
	# REG SEX OFFENDRS REQURING QTRLY VERIFICATION	1957	1970	1970	1970	1970	1970	1970	1970
	#PUB ACC/WEB TRANSACTNS CONDUCTED ON CJIS-HAWAII	247900	250000	250000	250000	250000	250000	250000	250000
3	# OF INQUIRY TRANSACTIONS CONDUCTED ON CJIS-HAWAII	1323203	1400000	1400000	1400000	1400000	1400000	1400000	1400000
4	# OF EXPUNGEMENT REQUESTS PROCESSED-DENIED	1244	1250	1250	1250	1250	1250	1250	1250
5	# OF STATE ID CARDS ISSUED ANNUALLY	55388	60000	60000	60000	60000	60000	60000	60000
6	#NAME-BASED APPLICANT RECORD CHECKS PROCESSED	7000	7000	7000	7000	7000	7000	7000	7000
7	#FINGERPRT-BASED APPLICANT RECORD CHKS PROCESSED	19400	20000	20000	20000	20000	20000	20000	20000
8	# CRIMINAL FINGERPRINTS PROCESSED THRU AFIS	51896	57500	<i>5</i> 7500	57500	57500	57500	57500	57500
9	#LATENT FINGER/PALM PRINT SEARCHES DONE THRU AFIS	6000	8000	10000	10000	10000	10000	10000	10000
10	#CJIS-HAMAII RECS INDEXED ON INTERSTATE ID INDEX	2500	7000	13000	18000	23000	280000	33000	38000
PROGE	RAM REVENUES BY TYPE (IN THOUSANDS OF DOLLARS):								
	AXES								
	ICENSES, PERMITS AND FEES								
	EVENUES FROM THE USE OF MONEY AND PROPERTY								
KI	EVENUE FROM OTHER AGENCIES: FEDERAL ALL OTHER	464	472						
CH	HARGES FOR CURRENT SERVICES	1,385	1,444	1,397	1,414	1,419	1,419	1,419	1 410
	INES, FORFEITS AND PENALTIES	1,000	-,	2,071	-,717	. 1,717	1,417	1,417	1,419
	DN-REVENUE RECEIPTS	100	300						
	TOTAL PROGRAM REVENUES	1,949	2,216	1,397	1,414	1,419	1,419	1,419	1,419

PERFORMANCE MEASURES AND PROGRAM REVENUES

REPORT P62

PROGRAM ID:

ATG-231

PROGRAM STRUCTURE NO: 09010502

PROGRAM TITLE:

STATE CRIMINAL JUSTICE INFO & IDENTIFICA

	FY03-04	FY04-05	FY05-06	FY06-07	FY07-08	FY08-09	FY09-10	FY10-11
ALL OTHER FUNDS SPECIAL FUNDS GENERAL FUND	1,485 464	1,744 472	1,397	1,414	1,419	1,419	1,419	1,419
TOTAL PROGRAM REVENUES	1,949	2,216	1,397	1,414	1,419	1,419	1,419	1,419

Statement of Program Objectives:

To improve the administration of criminal justice in the State by assuring relevance, uniformity, reliability, and timeliness in the collection, reporting, and exchange of criminal justice information among criminal justice agencies, the public, and executive, legislative, and judicial bodies; to provide a statewide fingerprint-based system of civil and criminal identification; and to provide computerized criminal history (CCH).

Description of Request and Compliance with Act 263, SLH 1994

The budget reflects a 1% reduction in general funding for ATG-231 (MOF:A) from that of the last biennium and a request for collective bargaining monies for covered positions. It also includes requests to establish and fund three positions with nongeneral funds from a revolving fund that supports the improvement of the statewide repository of criminal history record information (CJIS-Hawaii). This increased level of non-general funding is reflected in the budget submittal and planning periods for FY08-FY09, FY10-FY11. These positions will provide additional resources for the programs and functions already under the management of the Hawaii Criminal Justice Data Center (HCJDC), and as such are compliant with Act 263, SLH 1994.

Description of Activities Performed

CIIS-Hawaii – This activity consists of the operation of the automated statewide information system that collects, maintains, and disseminates criminal history record information for those arrested and fingerprinted. CJIS-Hawaii is the newly implemented, redesigned system previously known as the Offender-Based Transaction Statistics/Computerized Criminal History (OBTS/CCH) system.

Expungement of Arrest Records – This activity consists of the research of an applicant's criminal history, the evaluation of expungement criteria, the issuance of orders and certificates, and the sealing of records.

Criminal Identification – This activity consists of the management of the statewide criminal fingerprint identification system of adult and certain juvenile offenders arrested and other records, including crime scene fingerprints (latents) received from law enforcement, custodial, and judicial agencies in the State.

<u>Civil Identification</u> – This activity consists of issuing certificates of identification to all persons applying for such certification with the proper documentation.

Criminal Records Clearance – This activity consists of conducting criminal history record checks mandated by law for specific programs or services, as well as checks administratively required for civil service employment, or by other public/private agencies or individuals in response to specific clearance requests.

Sex Offender Registration – This activity consists of the registration of convicted sex offenders and the maintenance of this information on a statewide registry, pursuant to the requirements of federal legislation. This program is also responsible for the 90-day verification requirement of registration information. The State's sex offender website, which was shut down in November 2001 as a result of a Hawaii Supreme Court ruling requiring a civil court hearing on an offender, was restored in August 2004, with 24 offenders listed, to date.

D. Statement of Key Policies Pursued

Following the November 2002 implementation of the redesigned CJIS-Hawaii system, Hawaii became a participating state in the Federal Bureau of Investigation's (FBI) Interstate Identification Index (III) system in February 2004, which addresses a long-standing federal mandate for our state. The Kauai County Police Department and the Honolulu Sheriff's Office implemented the integrated electronic arrest process first piloted in Hawaii County, and a pilot for the paperless transfer of this type of arrest information to other criminal justice agencies is under development in Hawaii County.

The State ID program continues its efforts to decentralize services for the general public by hosting off-site visits to communities outside of downtown Honolulu, and on Molokai and Lanai. A more robust automated system was installed in August 2004 to improve support of these services for the public.

The upgrade for the State's Automated Fingerprint Identification System (AFIS) to the next generation AFIS technology (MetaMorpho) is underway, with plans to implement this major upgrade in 2005.

E. Identification of Important Program Relationships

The HCJDC coordinates the civil identification (State ID System), the criminal identification (AFIS), and criminal history record (CJIS-Hawaii) functions for Hawaii's criminal justice agencies. AFIS facilitates the positive identification of the offender, which is the foundation upon which CJIS-Hawaii operates.

F. Description of Major External Trends Affecting the Program

The demand for accurate, complete, timely, and relevant information from CJIS-Hawaii continues to grow for both criminal and non-criminal justice purposes, statewide and nationwide. Criminal justice agencies use CJIS-Hawaii to support their operations, to obtain criminal raps, pre-sentence reports, etc. In addition, as conviction information is public record, the demand for this has also increased.

At the federal level, there have been mandates imposed on the states to contribute to the FBI's national files for criminal history, sex offenders, protection order, firearms checks, and more. Homeland security initiatives have also imposed more security and background checks, especially impacting the state level repositories.

Each year, the state legislature authorizes new non-criminal justice programs for statutory criminal history background checks, which directly affect the state repository and its reporting to the FBI.

As these major trends bear significant impact on the HCJDC's programs and priorities, it is imperative that our efforts to improve the quality of the data on our systems, and the accessibility to this information escalate and be given the full support of the administration and legislature.

G. Discussion of Costs, Effectiveness, and Program Size Data

The HCJDC maintains approximately 1.96 million records in CJIS-Hawaii, with an annual growth rate of 75,000. The AFIS system maintains 346,000 automated fingerprint records and processes 52,000 more each year. Over 260,000 record checks were requested last year, and that number continues to rise.

The overwhelming demand for renewals of State ID cards resulted in the program issuing a record 87,000 cards in 1999 alone. Although the numbers have stabilized in recent years, the demand for these services is expected to rise significantly as those issued in that 1999 record year begin to expire in 2005.

H. Discussion of Program Revenue

Recognizing the importance of improving criminal history information on CJIS-Hawaii, the Criminal History Record Improvement Revolving Fund was established by the legislature to support this effort, and approximately \$50,000 is now collected monthly towards that purpose.

The Civil Identification program is completely self-supporting through fees collected for the issuance of State ID cards at the current rate of \$67,000 monthly.

I. Summary of Analysis Performed

As a result of a multi-year Information Technology effort and aggressive federal grant applications, the HCJDC implemented the core component of the newly redesigned CJIS-Hawaii in November 2002. This system now interfaces with existing criminal justice systems, where feasible, and provides electronic fingerprints to the FBI and full III participation for Hawaii. Future enhancements to reach the goal of a fully integrated criminal justice system include statewide firearms registration, statewide wants/warrants, and a "lights out" interface with AFIS, which will tightly couple AFIS with CJIS-Hawaii and enable more timely positive identification of arrested offenders with minimal human intervention. The migration to the next generation AFIS (MetaMorpho), now in progress, is key to reaching this goal.

J. Further Consideration

The accelerated initiatives at the federal level for criminal history information and homeland security continue to impact state programs directly. Hawaii now participates in III, electronic reporting to the Integrated AFIS, and the National Sex Offender Registry (NSOR) as a result of the more robust IT platform of CJIS-Hawaii.

The overall concern for public safety here and nationwide, and the resulting demand for more accurate, complete, timely, and relevant criminal history information is never more compelling. Attendance by HCJDC representatives at SEARCH Group meetings, FBI regional working group meetings, FBI Compact Council, and other relevant conferences keeps the state involved and allows us to proactively contribute to key policy and procedural matters at the national level and to plan for the incorporation of these federal initiatives into our programs effectively.

PROGRAM ID:

PROGRAM STRUCTURE NO. 11

PROGRAM TITLE:

GOVERNMENT-WIDE SUPPORT

	IN DOLLARS				IN THOUSANDS												
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11									
OPERATING COST	273.00*	271.00*	291.00*	291.00*	291.0*	291.0*	291.0*	291.0*									
PERSONAL SERVICES	20,544,172	21,386,743	23,279,867	23,279,867	23,280	23,280	23,280	23,280									
OTHER CURRENT EXPENSES	11,689,873	20,923,731	20,814,884	20,814,914	20,815	20,815	20,815	20,815									
EQUIPMENT TOTAL OPERATING COST	32,234,045	15,625 42,326,099	129,625 44,224,376	65,625	66 44,161	66 44,161	66 44,161	66 44,161									
				44,160,406													
	********		# # # # = = = = = = a			**=====											
BY MEANS OF FINANCING				‡													
	201.15*	199.15*	214.15*	214.15*	214.1*	214.1*	214.1*	214.1*									
GENERAL FUND SPECIAL FUND	17,667,210 15.00* 1,181,016 12.00*	17,633,992 15.00* 1,442,959 12.00*	1,608,373	18,817,633 17.00* 1,600,403 12.00*	18,818 17.0* 1,600 12.0*	18,818 17.0* 1,600 12.0*	18,818 17.0* 1,600 12.0*	18,818 17.0* 1,600 12.0*									
									OTHER FED. FUNDS	6,266,073	9,435,058	9,493,813	9,493,813	9,494	9,494	9,494	9,494
									TRUST FUNDS	110,404	3,918,000	3,918,000	3,918,000	3,918	3,918	3,918	3,918
										40.85*	40.85*	43.85*	43.85*	43.9*	43.9*	43.9*	43.9*
INTERDEPT. TRANSFER	6,219,445	6,879,698	7,312,811	7,297,811	7,298	7,298	7,298	7,298									
	4.00*	4.00*	4.00*	4.00*	4.0*	4.0*	4.0*	4.0*									
REVOLVING FUND	789,897	3,016,392	3,032,746	3,032,746	3,033	3,033	3,033	3,033									
TOTAL POSITIONS	273.00*	271.00*	291.00*	291.00*	291.00*	291.00*	291.00*	291.00*									
TOTAL PROGRAM COST	32,234,045	42,326,099	44,224,376	44,160,406	44,161	44,161	44,161	44,161									
			==========	=======================================	=======	=======	=======	**,101									

OPERATING AND CAPITAL EXPENDITURES

REPORT P61-A

PROGRAM ID:

ATG100

PROGRAM STRUCTURE NO. 110301

PROGRAM TITLE:

LEGAL SERVICES

					IN THOUSANDS					
PROGRAM EXPENDITURES	FY2003-04	FY2004-05	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11		
OPERATING COST PERSONAL SERVICES OTHER CURRENT EXPENSES EQUIPMENT	273.00* 20,544,172 11,689,873		291.00* 23,279,867 20,814,884 129,625	291.00* 23,279,867 20,814,914 65,625	291.0* 23,280 20,815 66	291.0* 23,280 20,815 66	291.0* 23,280 20,815 66	291.0* 23,280 20,815 66		
TOTAL OPERATING COST	32,234,045	42,326,099	44,224,376	44,160,406	44,161	44,161	44,161	44,161		
BY MEANS OF FINANCING				1						
GENERAL FUND	201.15* 17,667,210 15.00*	199.15* 17,633,992 15.00*	214.15* 18,858,633	214.15* 18,817,633	214.1* 18,818	214.1* 18,818	214.1* 18,818	214.1* 18,818		
SPECIAL FUND	1,181,016 1,2.00*		17.00* 1,608,373 12.00*	17.00* 1,600,403 12.00*	17.0* 1,600 12.0*	17.0* 1,600 12.0*	17.0* 1,600 12.0*	17.0* 1,600 12.0*		
OTHER FED. FUNDS TRUST FUNDS	6,266,073 110,404	9,435,058 3,918,000	9,493,813 3,918,000	9,493,813 3,918,000	9,494 3,918	9,494 3,918	9,494 3,918	9,494 3,918		
INTERDEPT. TRANSFER	40.85* 6,219,445 4.00*	40.85* 6,879,698 4.00*	43.85* 7,312,811 4.00*	43.85* 7,297,811 4.00*	43.9* 7,298 4.0*	43.9* 7,298 4.0*	43.9* 7,298 4.0*	43.9* 7,298 4.0*		
REVOLVING FUND	789,897	3,016,392	3,032,746	3,032,746	3,033	3,033	3,033	3,033		
TOTAL POSITIONS TOTAL PROGRAM COST	273.00* 32,234,045 ========	271.00* 42,326,099	291.00* 44,224,376	291.00* 44,160,406	291.00* 44,161	291.00* 44,161	291.00* 44,161	291.00* 44,161		

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:

ATG-100

PROGRAM STRUCTURE NO: 110301

PROGRAM TITLE:

LEGAL SERVICES

	FY03-04	FY04-05	FY05-06	FY06-07	FY07-08	FY08-09	FY09-10	FY10-11
MEASURES OF EFFECTIVENESS		~~~~~						
1 # CIVIL CASES SETTLED OR TRIED	41068	43000	43000	43000	43000	43000	43000	43000
2 # CRIMINAL CASES SETTLED OR TRIED	221	250	250	250	250	250	250	250
3 # ADMINISTRATIVE CASES SETTLED OR TRIED	1023	1400	1400	1400	1400	1400	1400	1400
4 # APPEALS SETTLED OR DECIDED	82	100	100	100	100	100	100	100
5 NO. OF INVESTIGATIONS COMPLETED	5291	5000	5000	5000	5000	5000	5000	5000
6 # LEGAL OPINIONS & ADVICE ISSUED	1301	1500	1500	1500	1500	1500	1500	1500
7 #CONTRACTS, RULES REVIEWED AND/OR APPROVED	5928	6400	6400	6400	6400	6400	6400	6400
8 NO. OF LEGISLATIVE BILLS REVIEWED	5664	3400	5200	3400	5200	3400	5200	3400
9 \$ AMOUNT OF JUDGMTS/SETTLMTS FOR STATE (000)	21351	19000	19000	19000	19000	19000	19000	19000
10 CIV RECOVERIES DIV EFF RATNG:COLL OVER EXPENSE (%)	10.6	10	10	10	10	10	10	19000
PROGRAM TARGET GROUPS								
1 EMPLOYEES AND OFFICERS OF STATE GOVERNMENT	70550	70000	70000	70000	70000	70000	70000	70000
2 PEOPLE OF HAWAII (MILLIONS)	1.211	1.211	1.211	1.211	1.211	1.211	1.211	1.211
PROGRAM ACTIVITIES								
1 # HOURS-LEGAL OPINIONS, ADVICE ISSUED	30477	30000	30000	30000	30000	30000	30000	30000
2 # HOURS-MATTERS RELATING TO LEGISLATION	11277	11000	11000	11000	11000	11000	11000	11000
3 # HOURS-PREP/APPR FOR ADMIN HRG, PUB MTG, CT APP	75825	73000	73000	73000	73000	73000	73000	73000
4 # HOURS - LEGAL RESEARCH, FACT GATHERING/DISCOVERY	101742	103000	103000	103000	103000	103000	103000	103000
5 # HOURS-REVIEW, APPROVAL OF RULES	28826	29000	29000	29000	29000	29000	29000	29000
6 # HOURS-MATTERS RELATING TO CONTRACTS	10667	10000	10000	10000	10000	10000	10000	10000
PROGRAM REVENUES BY TYPE (IN THOUSANDS OF DOLLARS):								
TAXES	886	900	900	900	900	900	900	900
LICENSES, PERMITS AND FEES	60	57	57	57	57	57	57	57
REVENUES FROM THE USE OF MONEY AND PROPERTY								•
REVENUE FROM OTHER AGENCIES: FEDERAL	8,665	9,802	8,231	7,621	7,189	7,184	7,184	7,184
ALL OTHER	350	350	350	350	350	350	350	350
CHARGES FOR CURRENT SERVICES	492	3,181	80	80	80	80	80	80
FINES, FORFEITS AND PENALTIES								
NON-REVENUE RECEIPTS	2,464	2,067	900	900	900	900	900	900
TOTAL PROGRAM REVENUES	12,917	16,357	10,518	9,908	9,476	9,471	9,471	9,471
PROGRAM REVENUES BY FUND TO WHICH DEPOSITED (IN THOUSANDS O	F DOLLARS):	•						
SPECIAL FUNDS	9,902	12,037	9,481	8,871	8,439	8,434	8,434	8,434
ALL OTHER FUNDS	1,050	1,319	957	957	957	957	957	957
GENERAL FUND	1,965	3,000	80	80	80	80	80	80
TOTAL PROGRAM REVENUES	12,917	16,356	10,518	9,908	9,476	9,471	9,471	9,471

A. Statement of Program Objectives

To facilitate compliance with and enforcement of state and federal laws by (1) providing legal advice and advisory opinions, (2) conducting investigations, and (3) seeking enforcement action in court and before administrative agencies; to protect the State's interest in all legal matters before the state and federal courts and before administrative agencies; and to safeguard the rights and interests of the people by undertaking legal or judicial actions on their behalf.

- B. <u>Description of Request and Compliance with Section 37-68(1)(A)(B)</u>
 The biennium budget request:
 - 1. \$262,637 for the continuation of the Drug Nuisance Abatement Unit. The State has a backlog of approximately 446 cases, but funding for the program is expected to lapse on June 30, 2005.
 - 2. \$67,761 of matching funds for the Cold Case Squad, which has received a federal grant of more than \$200,000 to investigate and prosecute unsolved murders.
 - 3. \$50,000 to purchase personal computers to eliminate our obsolete and marginally functional equipment.
 - 4. \$51,056 to establish a Personnel Management Specialist position to help prevent costly challenges and grievances.
 - 5. \$41,000 to establish a Computer Programmer position to alleviate the overwhelming workload of our Information System and Technology Unit.
 - \$41,000 to establish an Accountant position to absorb the increased workload of our Fiscal Office.
 - 7. \$252,000 to establish six positions (1 Deputy Attorney General, 2 Legal Assistants and 3 Legal Clerks) in the Family Law Division. The deputy attorney general will be assigned to Hilo to assume work that is currently sent out to staff

- on other islands or contracted out to a special deputy at a higher cost. The legal assistants and legal clerks will take over work currently done by higher salaried staff.
- 8. \$78,000 to re-establish the Administrative Services Manager position to assist the Attorney General and the First Deputy Attorney General in various administrative and managerial special projects and matters.

C. Description of Activities Performed

- Represent the State, its agencies, and its officers in civil proceedings before state and federal courts.
- 2. Represent the State, its agencies, and its officers in administrative proceedings.
- 3. Prosecute certain criminal offenses such as medicaid fraud, welfare fraud, tax fraud, unemployment fraud, and other crimes against the public order.
- 4. Provide legal opinions and advice to the Governor, the Legislature, judges, and state departments and officers.
- 5. Assist state departments and agencies in drafting and reviewing rules, regulations, and legislation.
- 6. Draft, review, and approve as to form various legal documents.
- 7. Enforce federal, state, and local laws, rules and regulations.
- 8. Monitor the operations of the Hawaii Career Criminal Program, the Victim-Witness Program, and the Witness Security and Protection Program.
- 9. Investigate civil and criminal matters.

- 10. Safeguard the rights and interests of the people by undertaking legal or judicial actions on their behalf (e.g., suits brought to enjoin unfair or deceptive trade practices).
- 11. Seek, apply for, and administer federal funding and other resources to enhance and expand the capabilities of the criminal justice and juvenile justice programs.
- 12. Coordinate and assess information on a statewide basis for the development of policies to improve the criminal justice and juvenile justice systems and programs.
- 13. Assist in the recovery of missing children

D. Statement of Key Policies Pursued

The Department of the Attorney General is the State's chief legal and law enforcement agency. As such, it is responsible for providing legal services to the various state agencies and officers, representing the state and its agencies and officers in civil actions before state and federal courts and administrative agencies, and prosecuting individuals or firms that commit certain criminal offenses, such as medicaid fraud, welfare fraud, tax fraud, unemployment fraud, and other crimes against the public order.

E. Identification of Important Program Relationships

The legal services program works closely with federal, county, and private sector legal programs in several areas, and also works closely with other government agencies and other private sector programs to lobby or petition for changes in legislation and court decisions. In the law enforcement area, the program works with county and federal agencies to prosecute crimes against the public order and to administer the Hawaii Career Criminal and Victim-Witness programs.

F. Description of Major External Trends Affecting the Program

The major external forces on this program are: number of civil and tort cases filed against the State; number of requests for legal services and advice from state agencies, officers, and employees; number of hearings before federal and state administrative agencies; number of criminal and civil cases and complaints received

for investigation; number of requests to prosecute enforcement actions and extent of participation on panels, in programs, and in organizations as a necessary adjunct to the operation of a state law firm.

G. Discussion of Cost, Effectiveness, and Program Size Data

The program size will vary from year to year because much of the legal work is dependent on the number and types of cases filed against the State, number of requests for legal advice from various state agencies, and number of administrative proceedings. However, considering past experiences, a general increase in the number, complexity, and cost of litigation should be expected.

H. Discussion of Program Revenues

This program only derives revenues from fees collected from Notary Public Commissions. The present fees are \$40 for both new and renewal commissions. In FY 2004, the revenue for this program was \$61,724.

- Summary of Analysis Performed None.
- J. <u>Further Considerations</u> None.

This page is intentionally left blank